IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN
AT JAIPUR BENCH, JAIPUR

O R D E R

S.B. CRIMINAL REVISION PETITION NO. 1240/2006

PARAMVEER SINGH Vs. THE STATE OF RAJASTHAN & ANR.

Date of order: 08.01.2007.

HON'BLE MR. K.S. RATHORE, J.

None present for the complainant-petitioner.
Mr. B.N. Sandu, PP for the State.

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This criminal revision petition under Section 397 Cr.P.C. is directed against the order dated 19.07.2006.

Brief facts of the case are that the petitioner filed a compliant of corruption and demand of bribe against the respondent No.2 in the office of Additional S.P., Anti Corruption Bureau, Kota. It was stated in the complaint that the respondent No.2 seized his car bearing No. RJ-20/C-3043 from Bajrang Nagar, Kota. When the petitioner went to respondent No.2 for releasing his vehicle, the respondent No.2 told him that he will prepare a note and on the basis of this note, the Commissioner Excise, Udaipur would release his vehicle. In lieu of favourable note, the respondent No.2 demanded bribe and the same was

verified on telephone No. 9829038971, on this verification, the complainant presented 5 notes of five hundred rupees after obtaining signatures of Dy. S.P. of anti-corruption department on it. After completing formalities of phenolphthalein powder, the trap party followed the complainant and the trap was done and when the hands of the respondent were washed, the water turned pink and the amount of bribe was seized. FIR was registered at the concerned police station and the investigation was conducted and the prosecution sanction was sought from the competent authority i.e Department of Excise Commissioner, Udaipur, which was not given. As such, FR No. 111/2005 was presented in the Court for want of prosecution sanction and the trial Court after hearing objection, has arrived at a conclusion that since proper sanction has not been accorded, therefore, FR No. 111/2005 submitted by the police has been accepted.

Having gone through the averments made in the revision petition as well as the order impugned dated 19.07.2006 and considering the facts and circumstances of the case, I find no illegality or error in the impugned order passed by the trial Court and the same requires no interference whatsoever by this Court.

Consequently, the revision petition fails and the same is hereby dismissed.

(K.S. RATHORE),J.

/KKC/